



In re Application of:

YOSUKE MORIMOTO

Application No.: 10/600,766

Filed: June 23, 2003

For: POSITION DETECTING APPARATUS, AND
OPTICAL APPARATUS COMPRISING THIS
AND POSITION DETECTING METHOD

Docket No. 02975.000079

Examiner: Bot L. Ledynh

Group Art Unit: 2862

October 7, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS	* 23	MINUS	** 21	= 2	x \$9 \$18	\$ 36.00
INDEP. CLAIMS	* 6	MINUS	*** 4	= 2	x \$44 \$88	\$176.00
Fee for Multiple Dependent claims \$150°/\$300						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT---						\$212.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

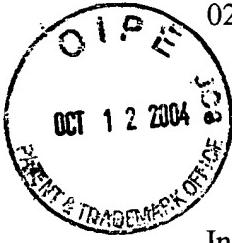
- Verified Statement claiming small entity status is enclosed, if not filed previously.
- A check in the amount of \$ 212.00 is enclosed.
- Charge \$ _____ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed.
- Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.
- A check in the amount of \$ _____ to cover the fee for a _____ month extension is enclosed.
- A check in the amount of \$ _____ to cover the Information Disclosure Statement fee is enclosed.
- Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Michael K. O'Neill
Attorney for Applicant
Michael K. O'Neill
Registration No.: 32,622

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200



02975.000079

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
YOSUKE MORIMOTO) : Examiner: Bot L. Ledynh
Application No.: 10/600,766) : Group Art Unit: 2862
Filed: June 23, 2003) :
For: POSITION DETECTING)
APPARATUS, AND)
OPTICAL APPARATUS)
COMPRISING THIS AND)
POSITION DETECTING)
METHOD) : October 7, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action dated July 7, 2004, please amend the above-identified application as follows.

10/14/2004 BSAYASI1 00000039 10600766

01 FC:1201
02 FC:1202

176.00 OP
36.00 OP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 7, 2004

(Date of Deposit)

Michael K. O'Neill (Reg. No. 32,622)

(Name of Attorney for Applicant)

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October 7, 2004
Date of Signature